

No. 08CR238-IEG

3161(h)

___ (1) (A) Exam or hrg for **mental or physical incapacity**

___ (1) (B) **NARA examination** (28:2902)

___ (1) (D) State or Federal trials or **other charges pending**

___ (1) (E) **Interlocutory appeals**

___ (1) (F) **Pretrial motions** (from flg to hrg or other prompt dispo)

___ (1) (G) **Transfers from other district** (per FRCrP 20, 21 & 40)

___ (1) (J) **Proceedings under advisement** not to exceed thirty days

___ Misc proc: Parole or prob rev, deportation, **extradition**

___ (1) (H) **Transportation** from another district or to/from examination or hospitalization in ten days or less

___ (1) (I) Consideration by Court of **proposed plea agreement**

___ (2) **Prosecution deferred** by mutual agreement

___ (3) (A) (B) **Unavailability of defendant or essential witness**

___ (4) Period of **mental or physical incompetence** of defendant to stand trial

___ (5) Period of **NARA commitment or treatment**

___ (6) **Superseding indictment and/or new charges**

___ (7) **Defendant awaiting trial of co-defendant** when no severance has been granted

___ (8) (A) (B) **Continuances** granted per (h) (8)-use "T" alone if more than one of the reasons below are given in support of continuance

___ (8) (B) (I) 1) Failure to grant a **continuance** in the proceeding would result in a **miscarriage of justice** and the ends of justice outweigh the best interest of the public and the defendant in a speedy trial.
(Continuance - miscarriage of justice)

X 2) Failure to grant a **continuance** of the trial would result in a miscarriage of justice as the defendant has tendered a guilty plea to a magistrate judge and is awaiting a determination as to whether the plea will be accepted.
(Continuance - tendered a guilty plea)

___ (8) (B) (ii) 2) **Case** unusual or **complex**

___ (8) (B) (iii) 3) **Indictment** following arrest **cannot be filed** in thirty (30) days

___ (8) (B) (iv) 4) **Continuance** granted in order to obtain or substitute counsel, or give reasonable time to prepare
(Continuance re counsel)

___ 3161(I) Time up to **withdrawal of guilty plea**

___ 3161(b) **Grand jury indictment time extended** thirty (30) more days

Judge's Initials

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